

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 23 1973  
Returned to applicant for correction APR 16 1973  
Corrected application filed APR 18 1973  
Map filed APR 18 1973 27341

The applicant James F. Kearns  
of P. O. Box 32, Winnemucca, County of \_\_\_\_\_,  
State of Nevada 89445, hereby make application for permission to appropriate the public  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.
2. The amount of water applied for is 10 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated) 320 ac.
  - (b) Stockwater (state number and kinds of animals to be watered)
  - (c) Other use (describe fully under "No. 12. Remarks")
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9, T37N,  
R39E, M.D.B. & M. or at a point from which the NE corner of Section  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
3, T37N, R39E, M.D.B. & M. bears N 45°07' E, 8,384 feet.  
it should be stated.
6. Place of use East  $\frac{1}{2}$  of Section 9, T.37N., R.39E., M.D.B. & M. 320 ac.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about 1 January and end about 31 December, of each year.  
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans  
and specifications of your diversion or storage works.) drilled well, turbine pump  
and motor  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$15,000.00  
10. Estimated time required to construct works 3 years  
11. Estimated time required to complete the application to beneficial use 5 years  
12. Remarks

Applicant s/ C. H. Ketcham - agent  
Denied 7/25/73 see Ruling 1922  
Compared bs/jw  
By C. H. "Pete" Ketcham  
Registered Land Surveyor  
P. O. Box 461 - Winnemucca, Nevada  
Phone: 623-3152 89445

DENIAL OF STATE ENGINEER deny

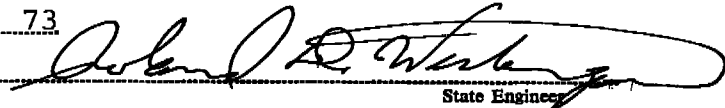
This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:  
on the grounds that the granting of these applications would adversely effect prior existing water rights within this area of concentration.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....  
Proof of commencement of work shall be filed before.....  
Work must be prosecuted with reasonable diligence and be completed on or before.....  
Proof of completion of work shall be filed before.....  
Application of water to beneficial use shall be made on or before.....  
Proof of the application of water to beneficial use shall be filed on or before.....  
Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....  
Certificate No..... Issued.....  
Recorded..... Bk..... Page.....  
.....County Recorder

IN TESTIMONY WHEREOF, I Roland D. Westergard, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 25th day of July

A.D. 19 73  
  
State Engineer